

AN ORDINANCE *OF-244*

Designating the Houston National Exchange Bank of Houston, Texas, as a general City Depository.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO

WHEREAS, the Houston National Exchange Bank of Houston, Texas, has been duly selected as a depository of a part of the funds of the City, hereafter more particularly described, and has executed and filed with the City Clerk, a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor, subject to the concurrence of the Commissioners:

SECTION ONE: That said bond, the same being for the sum of TWO MILLION, FIVE HUNDRED THOUSAND (\$2,500,000.00) DOLLARS, executed by said Houston National Exchange Bank, as principal, and Henry S. Fox, Jno. H. Kirby, O.S. Carlton, Arthur J. Binz, H. Prince, J.J. Settegast, Jr., M.M. Graves, and Bassett Blakely as sureties, and dated July 27, 1921, be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

SECTION TWO: That the Houston National Exchange Bank of Houston, Texas, be and is hereby designated as a general depository of, and for all of the funds belonging to or collected by said City, whether general funds, special funds, or special trust funds, and also including all collections of such funds hereafter made by said City from whatever source derived, except, however, the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, or so much of said sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS as may from time to time be deposited with the TEXAS STATE BANK AND TRUST COMPANY of San Antonio, Texas, all of which will be deposited in said depository for the use and credit of the City, in conformity of the purpose of such funds, all as provided by law, and subject to all of the terms, conditions and provisions imposed by the statutes and the laws of the State and the Charter and Ordinances of the City for such matters made and provided, except as such ordinances may be inconsistent with any of the provisions hereof, in which event the provisions of this ordinance shall prevail.

SECTION THREE: That the Commissioner of Taxation, as ex-officio City Treasurer, be and is hereby ordered and directed to transfer or cause to be transferred to said depository herein designated, such city funds and moneys, so that the aggregate deposit thereof in said depository, to whatever funds or accounts of the City belonging, shall be and remain approximately equal to all of the City funds and moneys as above provided, except so much of the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS as shall be deposited with the TEXAS STATE BANK AND TRUST COMPANY of San Antonio, Texas, as above provided, and that said Commissioner of Taxation, as ex-officio City Treasurer, be and is hereby ordered and directed hereafter to deposit from time to time as received, and as hereinafter and in the City Charter and Ordinances provided, all funds, moneys and collections received by this City, from whatever source derived, in the general depositories of the City, designated on this date, to-wit: THE HOUSTON NATIONAL EXCHANGE BANK OF HOUSTON, and the TEXAS STATE BANK AND TRUST COMPANY OF SAN ANTONIO, so that each of said two general depositories shall have on deposit, the amount of deposit, more or less of all the funds of the City, in the proportions as above set out, provided, however, that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, in which same shall be so deposited, all as provided or to be provided by law and the charter and ordinances of said City.

SECTION FOUR: That in accordance with the proposal and bond of said depository, interest at the rate of THREE PER CENT. (3%) per annum shall be paid by and collected from said depository monthly on daily balances of all funds so deposited and remaining to the credit of the City in said depository.

SECTION FIVE: That in accordance with the proposals made by said depository, the City shall pay and allow, and hereby contracts to pay and allow to said depository, as interest on all sums borrowed by the City from said depository, to pay the expenditures of the said City for the current fiscal year, interest at the rate of FIVE PER CENT. (5%) per annum, at the option of said depository, discount in lieu of interest at said rate, in accordance with the written proposal of said depository, for making such loans at the said rate of interest, which proposal is hereby accepted, it being understood that such loans shall be of not more than EIGHTY PER CENT. (80%) of the total revenue of the City, for the current fiscal year, less TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, said EIGHTY PER CENT. (80%) of the total revenue to be derived and estimated from the assessment rolls and tax rate for said year, such loans to be made solely for the current operating expenses of said City, and all sums loaned to the City to be evidenced by anticipation warrants of the City, properly drawn, signed and authenticated, or at the option of said depository, by notes of the City, drawn, signed and authenticated as provided in the Finance Ordinances of the City, said anticipation warrants or notes to be secured by ordinance pledge of all of the collected or uncollected taxes and revenues of the City for the fiscal year in which and for the benefit of which such loan or loans may be required, said anticipation warrants, or notes to have attached thereto, the certified copies, opinions, and the certificates provided for as in the case of notes under Section Fourteen of the Finance Ordinances of the City of San Antonio, and express authority is hereby granted for the issuance of such anticipation warrants and warrants for interest thereon, and such anticipation warrants with discount in lieu of interest, said anticipation warrants and warrants to be drawn in such form as shall be approved by said depository.

SECTION SIX: All matters and things concerning said depository, and all business in connection with the City funds and moneys to be deposited therein, and all business with said depository, shall be subject to and governed by the provisions of a certain ordinance of this City, passed and approved on December 3, 1915, and entitled "An Ordinance providing a re-organization of the general financial system of the City, including the collection, keeping, auditing, management and disbursement of the funds, revenues and moneys of the City, and the accounts to be kept therefor, and for the borrowing of money by the City, and also containing other provisions in connection with said matters," together with amendments

Said
of this ordinance, which, together are known as the Finance Ordinances of the City, except as such ordinances may be inconsistent with any provisions hereof, in which event the provisions of this ordinance shall prevail; such anticipation warrants, warrants and notes, if so desired by said depository, to be drawn to the order of the City of San Antonio, and properly endorsed by said City.

SECTION SEVEN: This Ordinance is hereby declared to be of urgent importance, for reasons of public welfare, apparent herefrom, and the same shall take effect at once.

PASSED AND APPROVED, on the 28th day of July, A.D., 1921.
Re-adopted at meeting held July 29th, 1921.

O.B. BLACK,
Mayor.

ATTEST:

BEN A. CORDELL,
City Clerk.

* * * * *
* * * * *

An ORDINANCE *OF-245*

Designating the TEXAS STATE BANK AND TRUST COMPANY of San Antonio, Texas, as a general City Depository.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO

WHEREAS: the TEXAS STATE BANK AND TRUST COMPANY, of San Antonio, Texas, has been duly selected as a depository of funds of the City of San Antonio, Texas, to the extent of TWO HUNDRED (\$200,000.00) THOUSAND DOLLARS, and has executed and filed with the City Clerk a bond conditioned as required by law, which bond has been approved by the Mayor of the City of San Antonio, Texas, subject to the concurrence of the Commissioners.

SECTION ONE: That said bond,--the same being in the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, executed by said TEXAS STATE BANK AND TRUST COMPANY, as principal, and L.A. Kerr, Walton D. Hood, U.H. Riche, Robert S. Yantis, H.M. Compton, A.C. Waltenhaupt, G.W. Henrichson, Frost Woodhull, A.H. Rife, Ernesto Madero, Harry H. Rogers, Frank R. Newton, and R.V. Hood, as sureties, and dated July 28th, 1921, be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

SECTION TWO: That said TEXAS STATE BANK AND TRUST COMPANY, be and it is hereby designated as a general depository of and for funds belonging to said City, whether general funds, special funds, or special trust funds, or from whatever source derived; all of which have been or will be deposited in said general depository for the use and credit of the City of San Antonio, in conformity with the purpose of such bonds, all as provided by law and subject to all terms, conditions and provisions imposed by the Statutes and laws of the State, and the Charter and Ordinances of the City of San Antonio, for such matters made and provided.

SECTION THREE: That the Commissioner of Taxation as ex-officio City Treasurer, be, and is hereby ordered and directed to permit to remain or to transfer or cause to be transferred to said general depository herein designated, city funds and moneys, so that the aggregate deposit of the funds or moneys of the City belonging, shall be and remain approximately TWO HUNDRED THOUSAND (\$200,00.00) DOLLARS.

SECTION FOUR: That in accordance with the proposal and bond of said general depository, interest at the rate of three and one-half (3½%) per cent. per annum, computed and paid monthly, shall be collected from said depository on daily balances of all funds so deposited and remaining, to the City in said depository.

SECTION FIVE: That in accordance with the proposals made by said depository, the City shall pay and allow, and hereby contracts to pay and allow to said general depository, as interest on all sums borrowed by the City, from said depository, to pay the expenditures of said City for the current fiscal year, interest at the rate of five per cent. per annum, in accordance with the written proposal of said depository for making such loan at said rate of interest, which proposal is hereby accepted, and the City of San Antonio shall issue notes, evidencing such issue, as provided by said Finance Ordinance of the City of San Antonio, Texas.

SECTION SIX: All matters and things concerning such depository and all things in connection with the City funds or moneys to be deposited therein and all business with said depository shall be subject to, and governed by the provisions of a certain ordinance of the City of San Antonio, passed and approved on December third, 1915, and entitled "An Ordinance Providing a Re-organization of the general Financial System of the City, Including the Collection, Keeping, Auditing, Management and Disbursement of the Funds, Revenues, and Moneys of the City, and the Amounts to be kept therefor, and for the Borrowing of Money by the City, and also containing other provisions in connection with said Matters," together with amendments of said Ordinances, which together are known as the "Finance Ordinances" of the City of San Antonio, Texas.

SECTION SEVEN: This Ordinance is hereby declared to be of urgent importance, for reasons of public welfare apparent herefrom, and the same shall take effect at once.

PASSED AND APPROVED, this, the 28th day of July, A.D., 1921
Re-adopted at a meeting held July 29th, 1921.

Attest: BEN. A CORDELL, City Clerk.

O.B. BLACK, Mayor, City of San Antonio,

AN ORDINANCE *OF-246*

ACCEPTING AND APPROVING A GENERAL bond of the TEXAS STATE BANK AND TRUST COMPANY of San Antonio, Texas, to protect the City of San Antonio, Texas against any loss or damage on account of default of any funds belonging to the City in said Bank, in excess of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS covered by a bond in said sum, dated July 28th, 1921. BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO.

SECTION ONE: That the general bond dated July 28th, 1921, executed by the TEXAS STATE BANK AND TRUST COMPANY, as principal and L.A. KERR, WALTON D. HOOD, ROBT. S. YANTIS, H.M. COMPTON A.H.RIFE, HARRY L. ROGERS G.W. HENRICHSON FROST WOODHULL, FRANK R. NEWTON, as sureties, to protect the City of San Antonio, Texas against any loss or damage that might occur by reason of the deposit or placing with said TEXAS STATE BANK AND TRUST COMPANY, funds or moneys belonging to the CITY OF SAN ANTONIO, in excess of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, be and the same is hereby accepted and in all things approved. PASSED AND APPROVED, on this, the 26th day of July, A.D., 1921. (Re-adopted at a meeting held July 29th, 1921.)

O.B. BLACK, Mayor, City of San Antonio, Texas.

ATTEST:
BEN A. CORDELL, City Clerk.

* * * * *

BOND OF HOUSTON NATIONAL EXCHANGE BANK

THE STATE OF TEXAS
COUNTY OF HARRIS
CITY OF HOUSTON

KNOW ALL MEN BY THESE PRESENTS:

That we, THE HOUSTON NATIONAL EXCHANGE BANK OF HOUSTON, HARRIS COUNTY, TEXAS, a banking institution duly organized and conducted under the laws of the United States, as principal, and Henry S. Fox, Jr., J.J. Settegast, Jr., Jno. H. Kirby, Bassett Blakely, O.S. Carlton, H. Prince, A.J. Binz M.M. Graves,

as sureties, are held and firmly bound and obligated unto the City of San Antonio, a municipal corporation, of the State of Texas, and County of Bexar, in the sum of TWO MILLION, FIVE HUNDRED THOUSAND (\$2,500,000.00) DOLLARS, for the payment of which in and unto said City, well and truly to be made, we do hereby bind ourselves, our heirs, executors, administrators and successors, jointly and severally, by these presents:

THE CONDITIONS OF THIS OBLIGATION HOWEVER, are such that WHEREAS, the above bounded principal has been duly selected by the Commissioners of said City, as a GENERAL DEPOSITORY, of and for all of the funds belonging to or controlled by said City, whether general funds, special funds, or special trust funds, including all collections of such funds hereafter made by said City from whatever source derived, except as to the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, or so much thereof as may from time to time be deposited with the TEXAS STATE BANK AND TRUST COMPANY, of San Antonio, Texas; and said depository has obligated itself to pay to said City, interest on daily balances of all such funds at the rate of three per cent. (3%) per annum, to be computed and paid monthly, and has further obligated itself to lend to the City such amounts as the Board of Commissioners of said City may desire to borrow to meet the expenditures of said City for each current fiscal year, during the continuance of said agreement, to the extent, however, of not more than eighty per cent. (80%) of the total revenue of said City for the current fiscal year, less Two Hundred Thousand (\$200,000.00) Dollars, said eighty per cent. of the total revenue to be estimated from the assessment rolls and tax rate for said year, such loans to be made solely for the current operating expenses of said City, said City to pay interest on all such loans from the date thereof at the rate of five per cent. per annum, all sums loaned to said City to be evidenced by anticipation warrants or notes of said City, drawn, signed, and authenticated as provided in the Finance Ordinances of said City, and to be secured by ordinances pledge of all of the uncollected taxes and revenues of said City, for the fiscal year in which, and for the benefit of which, such loans or loan may be required; and

WHEREAS, the further conditions of this obligation are such that the said banking institution shall faithfully perform all of the duties and obligations devolving upon it as such depository by law, or by the charter and ordinances of said City, and especially what is known as the Finance Ordinances of said City, and shall pay upon presentation all warrants and checks properly drawn upon it on behalf of said City, against any and all funds so deposited or credited whenever any such fund or funds shall be in said depository or chargeable thereto, and applicable to the payment of any such warrant or check, and that all funds and moneys of the City of San Antonio so deposited, together with all special funds and special trust funds so deposited by said City, shall be faithfully kept by said depository and, with the interest thereon, be properly and correctly disbursed paid over and accounted for, according to law, and the charter and ordinances of said City.

Both principal and sureties on this bond shall be held to have executed the same as an independent common law obligation, in accordance with its face and tenor, as well as a bond required by statute, charter and ordinance.

If at any time sums in excess of the amount of this bond are on deposit, or are to be deposited in said depository, and the Board of Commissioners of the City of San Antonio deem the amount of this bond insufficient, they may, on five days notice, require an additional bond so as to fully protect the City of San Antonio in the sums deposited over and above the amount of this bond, and the requirement of such new bond shall not in anywise effect or change the obligation of the principal or sureties hereto, but shall be a cumulative protection and assurance to said City.

NOW THEREFORE, if the said depository or principal hereinbefore named shall well and truly comply with all of the terms and conditions of this obligation, then and in such case this obligation shall be and become null and void; otherwise to remain in full force and effect. IN TESTIMONY WHEREOF, witness our hands and the corporate seal of said bank, this 27th day of July, A.D., 1921.

HOUSTON NATIONAL EXCHANGE BANK
Principal

By HENRY S. FOX, JR., president.

ATTEST:

Milton Roff,
Cashier.

Henry S. Fox, Jr.

John H. Kirby

O.S. Carlton,

A.J. Binz,

J.J. Settegast, Jr.

Bassell Blakely,

H. Prince,

M.M. Graves,

Sureties.

*** **
* * * * *

BOND OF CITY DEPOSITORY

STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO

KNOW ALL MEN BY THESE PRESENTS:

That we, THE TEXAS STATE BANK AND TRUST COMPANY, of San Antonio, Texas, a Banking Institution, duly organized and conducted under the laws of the State of Texas, as principal, and L.A. KERR, WALTON D. HOOD, J.H. Riche, ROBT. S. HANTIS, H.M. COMPTON, A.C. WALTENHAUPT, FROST WOODHULL, A.H. RIFE, ERNESTO MADERO, HARRY H. ROGERS, FRANK R. NEWTON, R.V. HOOD, each, as sureties, are held and firmly bound and obligated unto the City of San Antonio, a municipal corporation of the State of Texas and County of Bexar, in the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, for the payment of which in and unto the said City of San Antonio well and truly to be made, we and each of us do hereby bind ourselves, our heirs, executors and administrators and successors, jointly and severally by these presents.

THE CONDITIONS OF THIS OBLIGATION HOWEVER, are such that, WHEREAS, the above bounded principal has been selected by the Commissioners of said City as a GENERAL DEPOSITORY, for the sum of TWO HUNDRED THOUSAND (\$200,00) of the funds belonging to and controlled by said City as specified in the ordinances prepared for the designation of such depository, the form of which ordinance is hereto attached; and said depository has obligated itself to pay to the City of San Antonio, interest on said TWO HUNDRED THOUSAND (\$200,000) Dollars at the rate of three and one-half per cent. per annum to be computed and paid monthly, and has further obligated itself to lend to the City of San Antonio the sum of SEVENTY-FIVE THOUSAND DOLLARS, in such amounts and at such times as the Board of Commissioners of said City may desire to borrow in order to meet the expenditures of said City for each current fiscal year, during the continuance of said agreement, the City to pay interest on all such loans from the date thereof at the rate of five per cent. per annum, the City to secure such loans and issue notes therefor, all as provided by the Finance Ordinances of the City of San Antonio, and the charter thereof.

WHEREAS, the further conditions of this obligation are such that the said Banking institution shall and will faithfully perform all the duties and obligations devolving upon it as such depository by law, or by the charter and ordinances of said City, and especially what is known as the Finance Ordinances of the City; and shall well and truly pay upon presentation all warrants and checks properly drawn upon it on behalf of said city against any and all funds so deposited or credited, whenever any such fund or funds shall be in said depository or chargeable thereto, and applicable to the payment of any such warrant and check, and that all funds and moneys of the City of San Antonio so deposited, together with all special trust funds so deposited by said City, shall and will be faithfully kept and with the interest thereon, properly and correctly disbursed, paid over and accounted for according to law and charter and ordinances of said City.

And it is further agreed by all parties hereto, including sureties, that this bond shall be held to be an independent common law obligation in accordance with its face and tenor, as well as a bond required by statute charter and ordinance; and all proceedings and prerequisites herein recited or required by law as preliminaries to the selection of such depository shall be conclusively presumed to have been duly and regularly had and performed before the execution of this bond, wholly regardless of defects or omissions, if any, in such preliminaries; and that at the time when this bond is presented to the city for approval, the names of all sureties expected to join in this bond appear as signatories hereto:

NOW THEREFORE, if the said depository or principal hereinbefore named, shall well and truly comply with all the terms and conditions of this obligation, then and in such case this obligation shall be and become null and void; otherwise to remain in full force and effect.

IN TESTIMONY WHEREOF, witness our hands, and the corporate seal of said Bank, and of each incorporated surety, if any, this 28th day of July, A.D., 1921

TEXAS STATE BANK & TRUST CO.
Principal

By L.A. KERR, President.

(BANK SEAL)

W.J. WALTHALL
Cashier.

L.A. KERR,
WALTON D. HOOD
U.H. RICHE
ROBT. S. YANTIS
H.M. COMPTON
A.C. WALTEHAUPT
G.W. HENRICHSON
FROST WOODHULL
A.H. RIFE
ERNESTO MADERO
HARRY H. ROGERS
FRANK R. NEWTON
V.R. HOOD

SEALS OF
SURETIES

Approved by the Mayor and
Commissioners by Ordinance
passed and approved this
7 day of July,
1921, and this bond is now filed.

Ben A. Cordell
City Clerk.

** ** * * * * *
* * * * *

BOND OF CITY DEPOSITORIES

STATE OF TEXAS
COUNTY OF BEXAR

WHEREAS, the TEXAS STATE BANK AND TRUST COMPANY, of San

Antonio, Texas, has been designated by an Ordinance of the City of San Antonio, duly passed and approved, as the GENERAL DEPOSITORY for the funds belonging to said City in the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, and WHEREAS, Said TEXAS STATE BANK AND TRUST COMPANY has executed and delivered to the City of San Antonio, a bond in the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, as required by the laws of the State of Texas, and by the Charter and Ordinances of the City of San Antonio, and WHEREAS, it is contemplated that at various time there might be funds belonging to and controlled by the City of San Antonio, deposited in said TEXAS STATE BANK AND TRUST COMPANY in excess of the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS, now covered by the bond as aforesaid, and the City of San Antonio has required of the TEXAS STATE BANK AND TRUST COMPANY, an additional bond protecting and covering any and all funds belonging to, or controlled by the City of San Antonio, that may be deposited in, or placed under the control of said TEXAS STATE BANK AND TRUST COMPANY. NOW THEREFORE, know all men by these presents that we, the TEXAS STATE BANK AND TRUST COMPANY, a banking institution, duly organized and conducted under the laws of the State of Texas, and domiciled in the City of San Antonio, Bexar County, Texas, as principal, and each of the parties whose names are subscribed hereto, as sureties, do hereby acknowledge ourselves held firmly bound and obligated, jointly and severally to pay unto the City of San Antonio, a municipal corporation, all losses, damages or injuries that said City might sustain by reason of any failure on the part of said TEXAS STATE BANK AND TRUST COMPANY, to safely keep and to pay over any sum or sums of money belonging to, or controlled by the City of San Antonio that might be on deposit with, or under the control of said TEXAS STATE BANK AND TRUST COMPANY, in excess of said sum of TWO HUNDRED THOUSAND (\$200,00) DOLLARS, upon the presentation of any duly and properly executed check, warrant, draft or order issued by the proper authorities of the City of San Antonio. It is the intention of the parties hereto, and this instrument shall be held and construed, in accordance with such intention, to keep and hold the City of San Antonio free from all loss and damage that might arise through the failure, default, mis-appropriation or misfeasance on the part of the said TEXAS STATE BANK AND TRUST COMPANY, the principal herein, of any funds or sums of money deposited in or controlled by said TEXAS STATE BANK AND TRUST COMPANY, belonging to the City of San Antonio, or to promptly pay over such funds or sums of money upon the presentation to said Bank of a duly, properly executed check, warrant, draft or order issued by the proper authorities acting for said City of San Antonio. IN TESTIMONY WHEREOF, witness our hands, and the corporate seal of said TEXAS STATE BANK AND TRUST COMPANY, on this, the 28th day of July, A.D., 1921

(BANK SEAL)

TEXAS STATE BANK & TRUST CO., principal.
By L.A. KERR, president.

ATTEST: W.J. WALTHALL, Cashier.

(SEALS OF SURETIES.)

L.A. Kerr,
Walton D. Hood,
Robt. S. Yantis,
H.M. Compton,
A.H. Rife,
Harry H. Rogers,
G.W. Henrichson,
Frost Woodhull,
Frank R. Newton,

Approved by the Mayor & Board of
Commissioners by Ordinance passed
and approved, this, _____ day of July,
A.D., 1921, and this bond is now filed.

